

Commissioner for Patents United States Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

DECISION ON PETITION

UNDER 37 CFR 1.137(b)

MCGLEW & TUTTLE, PC P.O. BOX 9227 SCARBOROUGH STATION SCARBOROUGH NY 10510-9227

In re Application of:

RICCI, Antonio, et al.

U.S. Application No.: 10/581,964

Int'l Application No: PCT/IT2004/000575 Int'l Filing Date: 21 October 2004

Int'l Filing Date: 21 October 2004 Priority Date: 28 October 2003

Attorney Docket No.: 72270

For: DEVICE FOR PERFORMING

ANALYSES ON BIOLOGICAL FLUIDS:

The petition to revive under 37 CFR 1.137(b) filed 07 June 2006 in the above-captioned application is hereby GRANTED as follows:

Applicants' statement that "the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional" satisfies the requirement of 37 CFR 1.137(b)(3).

Applicants have now submitted the basic national fee, and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application is granted as to the United States of America.

The 07 June 2006 submission included an executed declaration in compliance with 37 CFR 1.497. Deposit Account No. 13-0410 will be charged the surcharge for filing this declaration later than thirty months after the priority date.

This application is being referred to the National Stage Processing Branch of the Office of PCT Operations for further processing in accordance with this decision. The date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) is 07 June 2006.

COUNT Page

Richard M. Ross Attorney Advisor

Office of PCT Legal Administration

Telephone: (571) 272-3296 Facsimile: (571) 273-0459